

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2003-516

July 19, 2004

MAINE PUBLIC UTILITIES COMMISSION
Investigation Into and Possible Redesign of
Investor-Owned T & D Utilities' Rates
Related to Conservation Expenses

PROCEDURAL ORDER

In the Stipulation approved by the Commission in the *Order Approving Partial Stipulation* on June 10, 2004, the stipulating parties agreed that customers that pay Maine jurisdictional rates per kWh equal to or greater than the DSM mil rate should be allowed to fully participate in energy conservation programs offered by the Commission. Central Maine Power Company (CMP) Confidential Attachment 2 demonstrated that for two CMP special contract customers, the combined distribution and stranded cost portions of the special contract price are not high enough to cover the CMP DSM mil rate of \$0.001523/kWh. The parties agreed that all customers, other than the two CMP customers noted on Confidential Attachment 2, pay for conservation-related costs at the DSM mil rate.

As to the two CMP customers, the Stipulation provides that some parties contend that the two customers do not cover the full amount of the DSM mil rate. The stipulation continues:

The Parties have not agreed upon the extent to which that is true, or whether, if true, such customers may participate in energy conservation programs offered by the Commission. The Parties have agreed that the Commission should decide, as part of its final order in this proceeding, after notice to the affected customers and briefing by the Parties, whether or not these two customers should participate or to what degree they should participate, in energy conservation programs.

Parties, as well as the two customers, are invited to submit briefs on the question stated in the above-quoted provision of the Stipulation. Briefs are due no later than **August 23, 2004**. Reply briefs may be submitted no later than **September 7, 2004**. CMP is directed to send a copy of this Procedural Order to the two customers identified in Confidential Attachment 2 as not paying Maine jurisdictional rates per kWh equal to or greater than the DSM mil rate.

Dated at Augusta, Maine, this 19th day of July, 2004.

BY ORDER OF THE HEARING EXAMINER

James A. Buckley